

UTILITY
PATENT APPLICATION
TRANSMITTAL

(Only for new nonprovisional applications under 37 C.F.R. 1.53(b))

Attorney Docket No. 5490-000350

First Inventor John M. Cuckler et al.

Title BONE-CUTTING APPARATUS

Express Mail Label No. EL 623598495US

22276 U.S. PTO
10/680902

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original and a duplicate for fee processing)

2. Applicant claims small entity status.
See 37 CFR 1.27.

3. Specification [Total Pages 21]
(preferred arrangement set forth below)
 Descriptive title of the Invention
 Cross References to Related Applications
 Statement Regarding Fed sponsored R & D
 Reference to sequence listing, a table, or a computer program listing appendix
 Background of the Invention
 Brief Summary of the Invention
 Brief Description of the Drawings (if filed)
 Detailed Description
 Claim(s)
 Abstract of the Disclosure

4. Drawing(s) (35 U.S.C.113) [Total Sheets 6]

5. Oath or Declaration [Total Pages 3]
a. Newly executed (original or copy)
b. Copy from a prior application (37 CFR 1.63 (d))
(for a continuation/divisional with Box 18 completed)
i. **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s)
named in the prior application, see 37 CFR
1.63(d)(2) and 1.33(b).

6. Application Data Sheet. See 37 CFR 1.76

 Specification filed in EnglishMail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

ADDRESS TO:

7. CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)

8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
a. Computer Readable Form (CRF)
b. Specification Sequence Listing on:
i. CD-ROM or CD-R (2 copies); or
ii. paper
c. Statements verifying identity of above copies

ACCOMPANYING APPLICATIONS PARTS

9. Assignment Papers (cover sheet & document(s))
10. 37 C.F.R. §3.73(b) Statement Power of (when there is an assignee) Attorney

11. English Translation Document (if applicable)

12. Information Disclosure Statement (IDS)/PTO-1449 Copies of IDS Citations

13. Preliminary Amendment

14. Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)

15. Certified Copy of Priority Document(s)
(if foreign priority is claimed)

16. Request and Non Publication under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.

17. Other: _____

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

Continuation Divisional Continuation-in-part (CIP)
Prior application information: Examiner _____ of prior application No: _____ / _____
Group / Art Unit: _____

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

17. CORRESPONDENCE ADDRESS

 Customer Number or Bar Code Label

27572

or Correspondence address below

(Insert Customer No. or Attach bar code label here)

Name	Harness, Dickey & Pierce, P.L.C.				
	Richard W. Warner				
Address	P.O. Box 828				
City	Bloomfield Hills	State	MI	Zip Code	48303
Country	United States of America	Telephone	248-641-1600		Fax 248-641-0270

Name (Print/Type)	Richard W. Warner	Registration No. (Attorney/Agent)	38,043
Signature			Date October 8, 2003

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FEE TRANSMITTAL

for FY 2004

Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 1392)

METHOD OF PAYMENT (check all that apply)

Check Credit card Money Order Other None

Deposit Account:

Deposit
Account
Number

08-0750

Deposit
Account
Name

Hamess, Dickey & Pierce, P.L.C.

The Commissioner is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) during the pendency of this application
 Charge fee(s) indicated below, except for the filing fee
to the above-identified deposit account.

Complete if Known

Application Number	To be assigned
Filing Date	Herewith
First Named Inventor	John M. Cuckler et al.
Examiner Name	To be assigned
Group / Art Unit	To be assigned
Attorney Docket No.	5490-000350

FEE CALCULATION (continued)

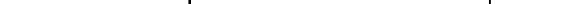
3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)
1051	130	2051	65
1052	50	2052	25
			Surcharge - late filing fee or oath
			Surcharge - late provisional filing fee or cover sheet.
1053	130	1053	130
1812	2,520	1812	2,520
1804	920*	1804	920*
			Non-English specification
			For filing a request for reexamination
			Requesting publication of SIR prior to Examiner action
1805	1,840*	1805	1,840*
			Requesting publication of SIR after Examiner action
1251	110	2251	55
1252	420	2252	210
			Extension for reply within first month
			Extension for reply within second month
1253	950	2253	475
1254	1,480	2254	740
			Extension for reply within third month
			Extension for reply within fourth month
1255	2,010	2255	1,005
1401	330	2401	165
1402	330	2402	165
1403	290	2403	145
			Filing a brief in support of an appeal
			Request for oral hearing
1451	1,510	1451	1,510
			Petition to institute a public use proceeding
1452	110	2452	55
1453	1,330	2453	665
1501	1,330	2501	665
1502	480	2502	240
1503	640	2503	320
1460	130	1460	130
1807	50	1807	50
			Petitions to the Commissioner
			Processing fee under 37 CFR 1.17 (q)
1806	180	1806	180
			Submission of Information Disclosure Stmt
8021	40	8021	40
			Recording each patent assignment per property (times number of properties)
1809	770	2809	385
1810	770	2810	385
			Filing a submission after final rejection (37 CFR § 1.129(a))
			For each additional invention to be examined (37 CFR § 1.129(b))
1801	770	2801	385
1802	900	1802	900
			Request for Continued Examination (RCE)
			Request for expedited examination of a design application
Other fee (specify) _____			

**or number previously paid, if greater; For Reissues, see above

SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Richard W. Warner	Registration No. Attorney/Agent)	38,043	Telephone	(248) 641-1600
Signature				Date	October 8, 2003

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

PTO/SB/35 (11-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U. S. DEPARTMENT OF COMMERCE

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NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b)(2)(B)(i)		First Named Inventor	John Cuckler
		Title	BONE-CUTTING APPARATUS
		Atty Docket Number	5490-000950

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

10/03/03
Date



Signature

Daniel P. Hann
Secretary

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.